

HOUSE MINORITY REPORT AMENDMENTS TO HOUSE BILL 4155

By Nonconcurring Members of COMMITTEE ON RULES

February 22

1 On page 1 of the printed bill, line 2, after the first semicolon delete the rest of the line and
2 delete line 3 and insert “and declaring an emergency.”.

3 Delete lines 5 through 24 and delete pages 2 through 11 and insert:

4 **“SECTION 1. (1) The Task Force on Network Neutrality is established.**

5 **“(2) The task force consists of 15 members appointed as follows:**

6 **“(a) The President of the Senate shall appoint one member from among members of the**
7 **Senate.**

8 **“(b) The Senate Minority Leader shall appoint one member from among members of the**
9 **Senate.**

10 **“(c) The Speaker of the House of Representatives shall appoint one member from among**
11 **members of the House.**

12 **“(d) The House Minority Leader shall appoint one member from among members of the**
13 **House.**

14 **“(e) The Governor shall appoint 11 members as follows:**

15 **“(A) Three representatives of broadband Internet access service providers.**

16 **“(B) Three representatives of right-to-privacy advocates.**

17 **“(C) One representative nominated by the Public Utility Commission.**

18 **“(D) Two representatives of local governments.**

19 **“(E) One representative nominated by the State Chief Information Officer.**

20 **“(F) One representative nominated by the Department of Justice.**

21 **“(3) The task force shall study and report on the issue of network neutrality in the con-**
22 **text of state contracts and shall:**

23 **“(a) Provide an analysis of the issues associated with network neutrality and state pre-**
24 **emption.**

25 **“(b) Analyze issues that have arisen following the Federal Communications Commission’s**
26 **Declaratory Ruling, Report and Order, and Order, released on January 4, 2018.**

27 **“(c) Analyze the potential impact of legislation dealing with network neutrality on the**
28 **state government, with a focus on how it would impact local governments and school dis-**
29 **tricts.**

30 **“(d) Analyze the network management practices engaged in by broadband Internet access**
31 **service providers in this state.**

32 **“(e) Study the number of broadband Internet access service providers available in dif-**
33 **ferent areas of this state.**

34 **“(f) Study what would happen if there were no available broadband Internet access ser-**

1 vice providers that would be willing to sign state network neutrality certification documents.

2 “(g) Study how other states have implemented policies surrounding network neutrality.

3 “(h) Study current state laws that could impact broadband Internet access service pro-
4 viders that practice deceptive advertising by stating they are complying with network neu-
5 trality provisions but are not.

6 “(4) The task force may develop proposed legislation on network neutrality.

7 “(5) A majority of the voting members of the task force constitutes a quorum for the
8 transaction of business.

9 “(6) Official action by the task force requires the approval of a majority of the voting
10 members of the task force.

11 “(7) The task force shall elect one of its members to serve as chairperson.

12 “(8) If there is a vacancy for any cause, the appointing authority shall make an appoint-
13 ment to become immediately effective.

14 “(9) The task force shall meet at times and places specified by the call of the chairperson
15 or of a majority of the voting members of the task force.

16 “(10) The task force may adopt rules necessary for the operation of the task force.

17 “(11) The task force shall submit a report in the manner provided by ORS 192.245, and
18 may include recommendations for legislation, to the joint legislative committee relating to
19 information management and technology no later than September 15, 2018.

20 “(12) The Department of Administrative Services shall provide staff support to the task
21 force.

22 “(13) Members of the Legislative Assembly appointed to the task force are nonvoting
23 members of the task force and may act in an advisory capacity only.

24 “(14) Members of the task force who are not members of the Legislative Assembly are
25 not entitled to compensation or reimbursement for expenses and serve as volunteers on the
26 task force.

27 “(15) All agencies of state government, as defined in ORS 174.111, are directed to assist
28 the task force in the performance of the task force’s duties and, to the extent permitted by
29 laws relating to confidentiality, to furnish information and advice the members of the task
30 force consider necessary to perform their duties.

31 “SECTION 2. Section 1 of this 2018 Act is repealed on December 31, 2019.

32 “SECTION 3. This 2018 Act being necessary for the immediate preservation of the public
33 peace, health and safety, an emergency is declared to exist, and this 2018 Act takes effect
34 on its passage.”.

35 /s/ Mike McLane
36 Representative

37 /s/ Carl Wilson
38 Representative

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